



INDIANA UTILITY REGULATORY COMMISSION
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INDIANAPOLIS, INDIANA 46204-2764

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**PETITION OF INDIANA MUNICIPAL
POWER AGENCY FOR APPROVAL UNDER
IC 8-1-2.2 OF AN ELECTRIC GENERATION
EXPANSION PROJECT FOR APPROVAL OF
ITS PARTICIPATION IN THE PROJECT,
FOR APPROVAL TO ISSUE BONDS TO
FINANCE PARTICIPATION IN SUCH
PROJECT AND FOR ISSUANCE OF A
CERTIFICATE OF PUBLIC CONVENIENCE
AND NECESSITY PURSUANT TO IC 8-1-8.5**

CAUSE NO. 42455

FILED

JAN 29 2004

INDIANA UTILITY
REGULATORY COMMISSION

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

On August 6, 2003, the Petitioner Indiana Municipal Power Agency ("IMPA" or "Petitioner") pursuant to 170 I.A.C. 1-1.1-4, Ind. Tr.R. 26(c), Ind. Code (IC) § 8-1-2-29, filed the *Petition of the Indiana Municipal Power Agency for Confidential and Proprietary Treatment of the Technical Appendix to its Integrated Resource Plan ("IRP") And of Certain Portions of the Exhibits to be Filed in Support of the June 5, 2003 Petition in this Cause ("Motion")* in the above captioned Cause. In support of its Motion, IMPA included the affidavit ("Affidavit") of L. Gayle Mayo, Vice President of Planning, Engineering and Operations for IMPA.

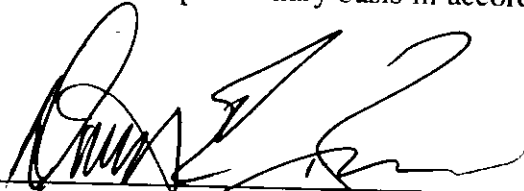
In its Motion, the Petitioner indicates that it intends to prefile its 2003 IRP as an Exhibit to its Direct Testimony in this Cause. IMPA goes on to indicate that the separately bound technical appendix to the IRP contains information that the Petitioner considers to be a trade secret as the term is used in IC § 5-14-4, and defined in IC § 24-2-3-2 (the "Confidential Information"). IMPA states that it filed a redacted version of the technical appendix to its 2003 IRP as an Exhibit to the direct testimony of L. Gayle Mayo in the Cause on August 8, 2003. IMPA further indicates that the following Exhibits, filed on August 8, 2003, have been redacted, in whole or in part, because they also contain Confidential Information:

- a. Petitioner's Confidential Exhibit LGM-6 – Economic Analysis for Existing Generation;
- b. Petitioner's Confidential Exhibit LGM-7 – Development of Elements of Total Financial Requirements;

- c. Petitioner's Confidential Exhibit MRR-3 – Description of Trimble County Project;
- d. Petitioner's Confidential Exhibit MRR-5 – Description of Existing Generating Units; and
- e. Petitioner's Confidential Exhibit MRR-7 – Peabody Energy Projects Cost Information.

The Presiding Officers, having reviewed the information contained in the Petitioner's Motion and Affidavit find that there is a sufficient basis for a preliminary finding that confidential procedures are appropriate and should be followed concerning the specified information contained in the technical appendix to IMPA's 2003 IRP, and in the above-identified Exhibits. Accordingly, to the extent that the Petitioner has not already provided such information, it shall *hand deliver* to the Presiding Administrative Law Judge a single copy of the unredacted versions of each of the identified Exhibits under seal and marked as confidential, and such information shall be treated as confidential on a preliminary basis in accordance with IC § 5-14-3-4.

IT IS SO ORDERED:

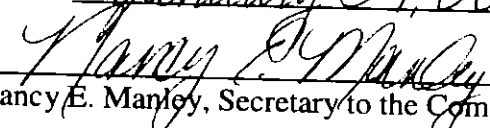


David E. Ziegner, Commissioner



Scott R. Storms, Chief Administrative Law Judge

DATE: January 29, 2004



Nancy E. Manley, Secretary to the Commission